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MEMO ENDORSED

*ADMITTED IN NY & CT
**ADMITTED IN NY & NJ
***ADMITTED IN NY & CA

July 23, 2008

Via Facsimile Transmission Only
Facsimile No.: (914) 390-4152

Hon. Kenneth M. Karas
United States District Judge
Southern District of New York
United States Courthouse
300 Quarropas St., Room 533
White Plains, New York 10601

USDS SDNY
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Re: *Adrian Huff, et al v. Doriguzzi Excavating, Inc.*
Docket No. 08-Civ.1910 (KMK)(MDF)
Our File No. 07-7831

Dear Judge Karas:

Our firm represents Adrian Huff, *et al.* (Plaintiff) in the above-referenced matter. With the permission of Eric, we write you in advance of the conference scheduled for July 30, 2008. Both parties have been actively engaging in settlement discussions and the parties will be entering into a settlement stipulation and Stipulation and Order of Dismissal within a few days. Although neither party objects to appearing before Your Honor for a conference, based upon the foregoing, both parties have agreed that a conference may be unnecessary at this time and wasteful of judicial resources. Therefore, we respectfully request an adjournment of the upcoming conference, pending execution of the settlement stipulation and Stipulation and order of Dismissal.

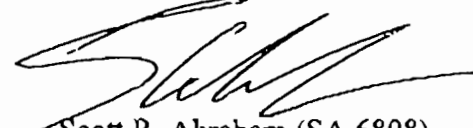
Hon. Kenneth M. Karas
United States District Judge

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July 23, 2008

Please do not hesitate to contact the undersigned should you have any questions.

Respectfully submitted,



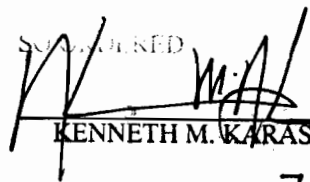
Scott R. Abraham (SA 6808)

SRA:aa

cc: Denise Sullivan, Esq. (via first class mail)
Adrian Huff, Fund Chairman (via facsimile)
Sharon Molinelli, Fund Administrator (via facsimile)
David Kramer, Esq. (via hand delivery)

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Conference will be held
Unless the Parties represent they
have settled the case.

SUBMITTED

KENNETH M. KARAS U.S.D.J.
7/24/08